IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION No. 31570 of 1997

Between:

Marine & Inland Fisherman Co-operative Society Rep by its President
L.Dharmarao, R/o 24-8-151/22, Old Bustand Peta,
Kakinada.

..... PETITIONER

AND

1 The Commissioner
Kakinada Munucipality, Kakinada.
2 The Chair Person
Kakinada Municipality, Kakinada.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue an Appropriate Writ, Order or Direction, particularly a Writ in the nature of Mandamus, declaring the action of the respondents in Obstructing the petitioner society from breeding the fish in the Annamma Tank of Kakinada during the existence of lease period as being illegal and consequently direct the respondents to allow the petitioner-society and its members to take all steps which are necessary for the business of seeding, protecting and harvesting the cath for the period from 1.7.97 to 30.6.98.

Counsel for the Petitioner : Mr.S.SARATH KUMAR

Counsel for Respondents : GP FOR MUNCIPAL ADMN. & URBAN DEV. &

Mr.S.NAGESWARA REDDY

The Court made the following :

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ORDER:

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Learned counsel for the petitioner submits that no cause survives in this writ petition and it has become infructuous.

Recording the submissions made by the learned counsel for the petitioner, this Writ Petition is dismissed as having become infructuous. There shall be no order as to costs.

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N.V.RAMANA, J

Date: 5.4.2005

DA/SVV

To

1 The Commissioner, Kakinada Munucipality, Kakinada.

2 The Chair Person, Kakinada Municipality, Kakinada.

3 Two CCs to the G.P.for Municipal Administration & Urban Dev.

High Court Buildings, Hyderabad (OUT).

4 Two CD copies.